

REMARKS

Applicant appreciates the Examiner's thorough examination of the present application and acknowledges that the Examiner has withdrawn the rejection under 35 U.S.C. Section 102 based solely Marotta. Applicant acknowledges that the Examiner now relies upon a combination of Marotta and Foley to reject the claims as being obvious based on the combination of these references. Applicant has amended independent claims 1, 6, 10, and 11 herein in order to further distinguish the claimed invention from the cited references. Applicant notes that the claims as set forth herein now include reference to fill tube and an insulating tube with a gap defined between the two tubes. The gap providing an additional layer of insulation.

Neither Foley nor Marotta show a gap between the two tubes. While Marotta refers to an internal tube, it clearly neither shows nor describes any space between the tubes. In fact, the provision of a space between two tubes would be contrary to the teachings of Marotta. Also, Foley does not provide any additional teachings since Foley is only a single tube.

Support for the amendments is provided in the specification and drawings as originally filed. Specific support for the gap being provided between the tubes providing some additional insulation can be found in paragraph 25.

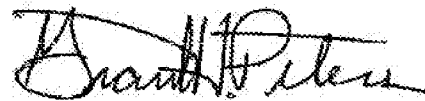
With the foregoing amendments and remarks in mind, Applicant respectfully asserts that the claims as amended herein overcome and are allowable over the Examiner's rejection under 35 U.S.C. Section 103 based on the combination of Marotta and Foley. Applicant respectfully requests that the Examiner withdraw this rejection and pass the present claims to issuance.

First Named Inventor: Pope
U.S. Application No. 10/531,566

If there is any issue remaining to be resolved, the Examiner is invited to telephone the undersigned so that resolution can be promptly affected.

It is requested that, if necessary to effect a timely response, this paper be considered as a Petition for an Extension of Time sufficient to effect a timely response with the fee for such extensions and shortages in other fees, being charged, or any overpayment in fees being credited, to the Account of Barnes & Thornburg, Deposit Account No. 12-0913 (27726-98927).

Respectfully submitted,
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